

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

9

Application Number

10/523,772 (PCT/GB03/03420)

Filing Date

02/08/2005 (Int'l. Filing Date: 08/07/2003)

First Named Inventor

Horst Grzonka

Art Unit

Examiner Name

Attorney Docket Number

RD-BAT-11

ENCLOSURES (Check all that apply)☐ Fee Transmittal Form☐ Fee Attached☐ Amendment/Reply☐ After Final☐ Affidavit(s)/declaration(s)☐ Extension of Time Request☐ Express Abandonment Request☒ Information Disclosure Statement

References

☐ Certified Copy of Priority Document(s)☐ Reply to Missing Parts/
Incomplete Application☐ Reply to Missing Parts
under 37 CFR 1.52 or 1.53☐ Drawing(s)☐ Licensing-related Papers☐ Petition☐ Petition to Convert to a
Provisional Application☐ Power of Attorney, Revocation
Change of Correspondence Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s) _____☐ Landscape Table on CD

Remarks

☐ After Allowance Communication to TC☐ Appeal Communication to Board
of Appeals and Interferences☐ Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☒ Other Enclosure(s) (please identify
below):Response to Notification of Missing
Requirements; Copy of Notification;
Declaration; Supplemental App'n
Data Sheet; PTO-2038; Postcard**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name

Middleton Reutlinger

Signature

Printed name

Charles I. Sherman

Date

12-6-05

Reg. No.

22,998

CERTIFICATE OF TRANSMISSION/MAILING

EXPRESS

EL800659320US

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Diane M. Miles

Typed or printed name

Diane M. Miles

Date

12-6-05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

THE UNITED STATES PATENT AND TRADEMARK OFFICE
under 37 CFR 1.5 as DO/EO/US

IN RE APPLICATION OF:)
Horst Grzonka)
Serial No. 10/523,772 (PCT/GB03/03430))
Title: Improvements Relating to Filter-Tip)
Cigarettes and Method of)
Manufacturing Same)
Filed: February 8, 2005)
International Filing Date: August 7, 2003)
Priority Date: August 9, 2002)

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

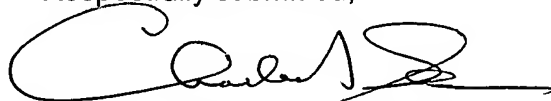
RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371 IN THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)

Dear Sirs:

Responsive to the Notification of Missing Requirements mailed October 6,
2005, attached are the following:

1. Transmittal Sheet
2. PTO-2038
3. Declaration
4. Supplemental Application Data Sheet

Respectfully submitted,



Charles I. Sherman, Reg. No. 22,998
MIDDLETON REUTLINGER
2500 Brown & Williamson Tower
Louisville, KY 40202
(502) 584-1135

Date: November 10, 2005



12-07-05

PCT

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

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|-----------------------------|-----------------------|------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 10/523,772 | Horst Grzonka | RD-BAT-11 |

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|-------------------------------|
| INTERNATIONAL APPLICATION NO. |
|-------------------------------|

PCT/GB03/03430

| | |
|------------------|---------------|
| I.A. FILING DATE | PRIORITY DATE |
| 08/07/2003 | 08/09/2002 |

27868
 JOHN F. SALAZAR
 MIDDLETON & REUTLINGER
 2500 BROWN & WILLIAMSON TOWER
 LOUISVILLE, KY 40202

CONFIRMATION NO. 5716

371 FORMALITIES LETTER



OC000000017044951

Date Mailed: 10/06/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 02/08/2005
- Copy of the International Search Report filed on 02/08/2005
- Copy of IPE Report filed on 02/08/2005
- Preliminary Amendments filed on 02/08/2005
- U.S. Basic National Fees filed on 02/08/2005
- Assignment filed on 02/08/2005
- Priority Documents filed on 02/08/2005
- Power of Attorney filed on 02/08/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

12/12/2005 GFREY1 00000113 10523772

01 FC:1617

130.00 OP

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

KAREN R MCLEAN

Telephone: (703) 308-9140 EXT 214

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/523,772 | PCT/GB03/03430 | RD-BAT-11 |